

**Chap. 405.** AN ACT AUTHORIZING THE CITY OF NEWTON TO ABATE AND REFUND CERTAIN TAXES ERRONEOUSLY ASSESSED UPON AND COLLECTED FROM FROST MOTORS, INC.

*Be it enacted, etc., as follows:*

Notwithstanding any contrary provision of law, the city of Newton is hereby authorized and directed to abate in the amount of sixteen hundred dollars the real estate tax levied for the year nineteen hundred and sixty-eight by the assessors of said city on a parcel of real estate owned by Frost Motors, Inc., of said city on January the first, nineteen hundred and sixty-eight, said parcel being identified as Section 12, Block 9, Lot 17 of city of Newton assessors' plans, said amount having been erroneously assumed by the assessors of said city to have been due from said Frost Motors, Inc., and thereafter said city is hereby authorized and directed to appropriate and pay to said Frost Motors, Inc. said amount.

*Approved June 4, 1970.*

**Chap. 406.** AN ACT PROVIDING PUNISHMENT FOR THE POSSESSION OF CERTAIN ARTICLES OR INSTRUMENTS AND INCREASING THE PENALTY FOR THROWING CERTAIN EXPLOSIVES AT PERSONS OR PROPERTY.

*Be it enacted, etc., as follows:*

Chapter 266 of the General Laws is hereby amended by striking out section 102, as amended by section 22 of chapter 688 of the acts of 1957, and inserting in place thereof the following section: —

*Section 102.* Whoever wilfully and intentionally throws at or near any person and whoever wilfully, intentionally and without right throws into, against or upon, any property real or personal, or puts, places or explodes or causes to be exploded in, upon or near such property, or near any person, gunpowder or other explosive, or a bombshell, torpedo or other instrument filled or loaded with an explosive with an intent unlawfully to destroy or damage property or to injure any person, or whoever has in his possession or under his control such an article or instrument with said intent, shall be punished by imprisonment in the state prison for not more than twenty years, or in the house of correction for not more than two and one half years, or by a fine of not more than five thousand dollars, or both.

*Approved June 4, 1970.*

**Chap. 407.** AN ACT AUTHORIZING CERTAIN JUSTICES TO AUTHORIZE THE KEEPING OF A CHILD IN A HOSPITAL FOR HIS PERSONAL SAFETY.

*Be it enacted, etc., as follows:*

Section 39B of chapter 119 of the General Laws, added by chapter 534 of the acts of 1964, is hereby amended by inserting after the first paragraph the following paragraph: —

If such parent or other person requests the release of such child from a hospital, the presiding judge of the district or juvenile court of the judicial district in which such hospital is located may, if he believes such release would be detrimental to the child's health or safety, give per-

mission to the hospital by any means of communication, including the telephone, to keep such child in the hospital until a hearing may be held relative to the care and custody of such child.

*Approved June 4, 1970.*

THE COMMONWEALTH OF MASSACHUSETTS,  
EXECUTIVE DEPARTMENT, STATE HOUSE,  
BOSTON, June 4, 1970.

The Honorable JOHN F. X. DAVOREN, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, Francis W. Sargent, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 407 of the Acts of 1970, entitled "AN ACT AUTHORIZING CERTAIN JUSTICES TO AUTHORIZE THE KEEPING OF A CHILD IN A HOSPITAL FOR HIS PERSONAL SAFETY," and the enactment of which received my approval on June 4, 1970, should take effect forthwith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

The presiding judge of a district or juvenile court may be authorized immediately to permit the keeping of a child in a hospital for his personal safety until a hearing may be held relative to the care and custody of the child.

Sincerely,

FRANCIS W. SARGENT,  
*Acting Governor of the Commonwealth.*

OFFICE OF THE SECRETARY, BOSTON, June 4, 1970.

I, John F. X. Davoren, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Acting Governor of the Commonwealth of Massachusetts at twelve o'clock and thirty-one minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith being chapter four hundred and seven of the acts of nineteen hundred and seventy.

JOHN F. X. DAVOREN,  
*Secretary of the Commonwealth.*

**Chap. 408.** AN ACT AUTHORIZING THE GRANTING OF IMMUNITY TO WITNESSES UNDER CERTAIN CONDITIONS.

*Be it enacted, etc., as follows:*

Chapter 233 of the General Laws is hereby amended by inserting after section 20B the following seven sections:—

*Section 20C.* In any investigation or proceeding before a grand jury involving any offense listed in section twenty D, a witness shall not be excused from testifying or from producing books, papers or other evidence on the ground that the testimony or evidence required of him many tend to incriminate him or subject him to a penalty or forfeiture, if he has been granted immunity with respect to the